

Attorney's Docket No.: 12361-014002

**OFFICIAL COMMUNICATION FACSIMILE:**

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**Number of pages including this page 25**

**OCT 26 2004**

**Applicant : X. Steve Yao  
Serial No. : 10/005,745  
Filed : November 2, 2001**

**Art Unit : 2873  
Examiner : Loha Ben**

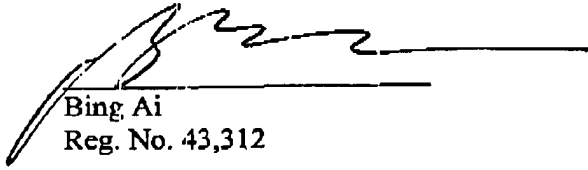
**Title : Photonic Variable Delay Devices Based on Optical Birefringence (as amended)**

**Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450**

**Attached to this facsimile communication cover sheet is a Third Supplemental  
Amendment (24 pages), faxed this 26<sup>th</sup> day of October 2004, to the United States Patent and  
Trademark Office.**

**Respectfully submitted,**

**Date: October 26, 2004**

  
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**10450942.doc**

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Reissue Application of Patent No. 5,978,125  
Attorney's Docket No.: 12361-014002

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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OCT 26 2004

Applicant : X. Steve Yao                      Art Unit: 2873  
Serial No.: 10/005,745                      Examiner: Loha Ben  
Filed : November 2, 2001  
Title : PHOTONIC VARIABLE DELAY DEVICES BASED ON OPTICAL  
              BIREFRINGENCE (AS AMENDED)

Reissue Application of Original Patent No. 5,978,125  
Patent Grant Date 11/2/1999

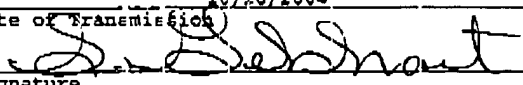
Mail Stop Amendment  
Commissioner for Patents  
Washington, D.C. 20231

THIRD SUPPLEMENTAL AMENDMENT

In a telephone call from Examiner Ben on October 26, 2004, the undersigned was informed that several amendments made in prior filings were incorrectly formatted for a reissue application, e.g., later-amended claims were not in the underlined format. In response, Applicant hereby resubmits the amendments made in prior filings to correct informalities as follows:

## CERTIFICATE OF TRANSMISSION BY FACSIMILE

I hereby certify that this correspondence is being transmitted by facsimile to the Patent and Trademark Office on the date indicated below.

10/26/2004  
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Name of Person Signing Certificate